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| <b>Prepared by and Return to:</b><br><br>Austin Law Firm, P.A.<br>6928 Cobblestone Drive, Suite 100<br>Southaven, MS 38672<br>662-890-7575<br>MS Bar No. 99235<br><br>File No.: 110004 | <b>Grantors Address:</b><br><br>6928 Cobblestone Dr., Ste. 100<br><br>Southaven, MS 38672<br><br>Work: 662-890-7575<br><br>Home: N/A | <b>Grantees Address:</b><br><br>1068 Highland Colony Parkway<br><br>Ridgeland, MS 39157<br><br>Work: (601) 898-4840<br><br>Home: N/A |
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**INDEXING INSTRUCTIONS:** Lot 89, Phase 2, College Park Subdivision, located in Section 11, Township 2 South, Range 6 West, DeSoto County, Mississippi, as recorded in Plat Book 85, Pages 18-20 in the office of the Chancery Clerk of DeSoto County, Mississippi.

**And**

**Lots 141, 146 and 152, Phase 3, College Park Subdivision, located in Section 11, Township 2 South, Range 6 West, DeSoto County, Mississippi, as recorded in Plat Book 85, Pages 21-23 in the office of the Chancery Clerk of DeSoto County, Mississippi.**

**SUBSTITUTE TRUSTEE'S DEED**

WHEREAS, on October 4, 2007, B & S Homes, LLC, a Mississippi Limited Liability Company, executed a deed of trust to Thomas Hudson, Trustee for the benefit of BankPlus, which deed of trust is recorded in Deed of Trust Book 2801 at Page 294, in the office the Chancery Clerk of the County of DeSoto, State of Mississippi pertaining; and

WHEREAS, the aforesaid, BankPlus, the holder of said deed of trust and the note secured

thereby, substituted Kimberly S. Jones, as Trustee therein, as authorized by the terms thereof, by instrument dated January 12, 2011 and recorded in the office of the aforesaid Chancery Clerk in Book 3266 at Page 320; and

WHEREAS, default having been made in the terms and conditions of said deed of trust and the entire debt secured thereby having been declared to be due and payable in accordance with the terms of said deed of trust, and the legal holder of said indebtedness, BankPlus, having requested the undersigned Substituted Trustee to execute the trust and sell said land and property in accordance with the terms of said deed of trust for the purpose of raising the sums due thereunder, together with attorney's fees, Substituted Trustee's fees and expense of sale;

WHEREAS, the undersigned Substitute Trustee in accordance with terms of said Deed of Trust and the laws of the State of Mississippi did advertise said sale in the DeSoto Times-Tribune, a newspaper published in the County of DeSoto, State of Mississippi, on the following dates, to-wit: January 27<sup>th</sup>, February 3<sup>rd</sup>, February 10<sup>th</sup>, and February 17<sup>th</sup>, 2011 which is more fully shown by the original Proof of Publication which is attached hereto as Exhibit "A" and made a part hereof as though fully copied herein in words and figures; and by posting on January 26, 2011, a copy of the Substitute Trustee's Notice of Sale on the bulletin board of the County Courthouse of DeSoto County, Mississippi; and

WHEREAS, on the 22nd day of February, 2011, at the East front door of the DeSoto County Courthouse, at Hernando, Mississippi, the undersigned Substitute Trustee did give notice to the company present at the conclusion of the day's sale that it would be adjourned until the 23<sup>rd</sup> day of February, 2011. Whereas, on the 23<sup>rd</sup> day of February, 2011, at the East front door of the DeSoto County Courthouse, at Hernando, Mississippi, between the hours of 11:00 o'clock a.m. and 4:00 o'clock p.m., the undersigned Substitute Trustee did offer for sale at public outcry and did sell

to the highest bidder for cash the following described land and property situated in DeSoto County, Mississippi, to-wit:

**Lot 89, Phase 2, College Park Subdivision, located in Section 11, Township 2 South, Range 6 West, DeSoto County, Mississippi , as recorded in Plat Book 85, Pages 18-20 in the office of the Chancery Clerk of DeSoto County, Mississippi.**

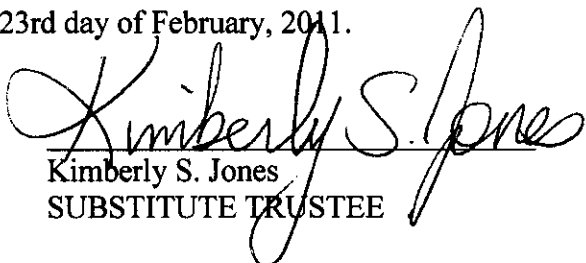
**And**

**Lots 141, 146 and 152, Phase 3, College Park Subdivision, located in Section 11, Township 2 South, Range 6 West, DeSoto County, Mississippi, as recorded in Plat Book 85, Pages 21-23 in the office of the Chancery Clerk of DeSoto County, Mississippi.**

WHEREAS, the undersigned Substitute Trustee offered the above described property for sale at public outcry as set forth above, and there appeared at said sale an agent for **BankPlus** bidding the sum of \$68,400.00 for all of the above-described property and said property was struck off to **BankPlus**, for said amount, and said bidder was declared the purchaser thereof.

NOW THEREFORE, in consideration of the premises and the sum of \$68,400.00, cash in hand paid, the receipt of which is hereby acknowledged, Kimberly S. Jones, Substitute Trustee, does hereby sell and convey to **BankPlus**, all of the above-described property, conveying only such title as is vested in her as Substitute Trustee.

WITNESS MY SIGNATURE on this the 23rd day of February, 2011.

  
Kimberly S. Jones  
SUBSTITUTE TRUSTEE

**STATE OF MISSISSIPPI  
COUNTY OF DESOTO**

PERSONALLY came and appeared before me, the undersigned authority in and for the jurisdiction aforesaid, the within named Kimberly S. Jones, Substitute Trustee in the above and

foregoing instrument of writing, who acknowledged to me that she, as said Substitute Trustee, signed and delivered the above and foregoing instrument of writing on the day and year and for the purposes therein mentioned.

GIVEN UNDER MY HAND AND OFFICIAL SEAL OF OFFICE on this the 23rd day of February, 2011.

Lorisa K. Carlisle  
NOTARY PUBLIC

My Commission Expires: \_\_\_\_\_



DESOTO TIMES-TRIBUNE

PROOF OF PUBLICATION

THE STATE OF MISSISSIPPI  
COUNTY OF DESOTO

Diane Smith personally appeared before me the undersigned in and for said County and State and states on oath that she is the **CLERK** of the DeSoto Times-Tribune, a newspaper published in the town of Hernando, State and County aforesaid, and having a general circulation in said county, and that the publication of the notice, a copy of which is hereto attached, has been made in said paper 4 consecutive times, as follows, to-wit:

SUBSTITUTED TRUSTEE'S  
NOTICE OF SALE

WHEREAS, on October 4, 2007, B & S Homes, LLC, a Mississippi Limited Liability Company, executed a deed of trust to Thomas Hudson, Trustee, for the benefit of BankPlus, which deed of trust is recorded in Deed of Trust Book 2801 at Page 294, in the office of the Chancery Clerk of the County of DeSoto, State of Mississippi; and

WHEREAS, the aforesaid BankPlus, the holder of said deed of trust and the note secured thereby, substituted Kimberly S. Jones, as Trustee therein, as authorized by the terms thereof, by instrument dated January 12, 2011 and recorded in the office of the aforesaid Chancery Clerk in Book 3266 at Page 320; and

WHEREAS, default having been made in the terms and conditions of said deed of trust and the note secured thereby, having been declared to be due and payable in accordance with the terms of said deed of trust, and the legal holder of said indebtedness, BankPlus, having requested the undersigned Substituted Trustee to execute the trust and sell said land and property in accordance with the terms of said deed of trust for the purpose of raising the sums due thereunder, together with attorney's fees, Substituted Trustee's fees and expense of sale;

NOW, THEREFORE, I, Kimberly S. Jones, Substituted Trustee in said deed of trust, will on the 22nd day of February, 2011, offer for sale at public outcry for cash to the highest bidder, and sell within legal hours (being between the hours of 11:00 A.M. and 4:00 P.M.) at the East Front door of the County Courthouse in Hernando, County of DeSoto, State of Mississippi, the following described property situated in the County of DeSoto, State of Mississippi, to-wit:

Lot 89, Phase 2, College Park Subdivision, located in Section 11, Township 2 South, Range 6 West, DeSoto County, Mississippi, as recorded in Plat Book 85, Pages 18-20 in the office of the Chancery Clerk of DeSoto County, Mississippi.

And

Volume No. 116 on the 27 day of Jan., 2011

Volume No. 116 on the 3 day of Feb., 2011

Volume No. 116 on the 10 day of Feb., 2011

Volume No. 116 on the 17 day of Feb., 2011

Volume No. \_\_\_\_\_ on the \_\_\_\_\_ day of \_\_\_\_\_, 2011

Volume No. \_\_\_\_\_ on the \_\_\_\_\_ day of \_\_\_\_\_, 2011

Diane Smith

Lots 141, 146 and 152, Phase 3, College Park Subdivision, located in Section 11, Township 2 South, Range 6 West, DeSoto County, Mississippi, as recorded in Plat Book 85, Pages 21-23 in the office of the Chancery Clerk of DeSoto County, Mississippi.

I WILL CONVEY only such title as is vested in me as Substituted Trustee.

WITNESS MY SIGNATURE, this the 25th day of January, 2011.

/s/ Kimberly S. Jones  
SUBSTITUTED TRUSTEE  
Kimberly S. Jones  
Austin Law Firm, P.A.  
6928 Cobblestone Drive, Suite 100  
Southaven, MS 38672

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PUBLISH: January 27, February 3rd, 10th and 17th, 2011

Sworn to and subscribed before me, this 17 day of Feb., 2011

Judy Douglas

NOTARY PUBLIC STATE OF MISSISSIPPI AT LARGE  
MY COMMISSION EXPIRES: JANUARY 16, 2013  
BONDED THRU DIXIE NOTARY SERVICE, INCORPORATED



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C. Making proof of publication and depositing to same \$ 3.00

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